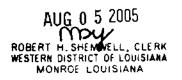
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IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF LOUISIANA MONROE DIVISION

JIMMIE C. ETHERIDGE

* CIVIL ACTION NO. 03-1437-M

VERSUS

* JUDGE JAMES

STEELCRAFT, INC.

MAGISTRATE JUDGE HAYES

JUDGMENT

The Report and Recommendation of the Magistrate Judge having been considered, together with the written objections thereto filed with this Court, and, after a <u>de novo</u> review of the record, finding that the Magistrate Judge's Report and Recommendation is correct and that judgment herein is warranted,

IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the Motion to for Summary Judgment filed by defendants (Document 36) be **GRANTED in PART and DENIED** in **PART** as follows:

The motion is **GRANTED** as to plaintiff's claims regarding defects in the design or manufacture of the stool, and those claims are hereby dismissed.

The motion is **DENIED** as to plaintiff's claims regarding the need for and adequacy of warnings regarding the stool.

THUS DONE AND SIGNED this 5_ day of _

, 2005, in

Monroe, Louisiana.

ROBERT G. JAMÉS

UNITED STATES DISTRICT JUDGE WESTERN DISTRICT OF LOUISIANA

MONROE DIVISION